

EV889700215US



## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,306	Robert Arthur Lee	B-5839PCT 623090-4
		INTERNATIONAL APPLICATION NO.
		PCT/AU04/00916
		I.A. FILING DATE      PRIORITY DATE
		07/07/2004      07/07/2003
CONFIRMATION NO. 3759		
371 FORMALITIES LETTER		
 *OC000000018480659*		

Date Mailed: 04/07/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/22/2005
- Copy of the International Search Report filed on 12/22/2005
- Request for Immediate Examination filed on 12/22/2005
- Copy of references cited in ISR filed on 12/22/2005
- U.S. Basic National Fees filed on 12/22/2005
- Specification filed on 12/22/2005
- Claims filed on 12/22/2005
- Abstracts filed on 12/22/2005
- Drawings filed on 12/22/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Sufcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

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Telephone: (703) 308-9140 EXT 205

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,306	PCT/AU04/00916	B-5839PCT 623090-4

FORM PCT/DO/EO/905 (371 Formalities Notice)

Express Mail No. EV889700215US  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE  
(DO/EO/US)

Applicant(s):  
Robert Arthur LEE, et al.

Re: RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE  
(DO/EO/US)

U.S. Serial No.: 10/562,306

Group Art Unit: Unknown

INTERNATIONAL APPLICATION NO.:  
PCT/AU2004/000916

Our Ref.: B-5839PCT 623090-4

INTERNATIONAL FILING DATE:  
07 JULY 2004

Date: September 1, 2006

For: "A METHOD OF FORMING A DIFFRACTIVE DEVICE"

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attn: U.S. National Stage Processing  
PCT International Division

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated 04/07/2006 (copy enclosed), please find enclosed the following:

1. Declaration/Power signed by the inventors identifying the application by PCT international application number, PCT international filing date, and U.S. serial number;
2. Check for \$130.00 to cover the large-entity surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

[X] The Commissioner is hereby authorized to charge the following additional fees which may be required or credit any overpayment to Account No. 08-2025.

[X] 37 CFR 1.16 (filing fees and presentation of extra claims)

[X] 37 CFR 1.17 (application processing fees)

[ ] 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b)).

Respectfully submitted,

Robert Popa  
Attorney for the Applicant  
Registration No.: 43,010  
LADAS & PARRY  
5670 Wilshire Boulevard, Suite 2100  
Los Angeles, California 90036-5679  
Telephone No.: (323) 934-2300  
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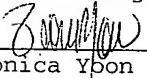
Letter re: Missing Requirements  
USSN 10/562,306  
September 1, 2006  
Page 2

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service in an Express Mail envelope with sufficient postage for Express Mailing on this date September 1, 2006 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV889700215US** addressed to the:

MAIL STOP PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTN: U.S. National Stage Processing

  
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Veronica Yoon

Date: September 1, 2006